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10 UNITED STATES DISTRICT COURT

11 DISTRICT OF NEVADA

12 UNITED STATES OF AMERICA,
13 Plaintiff,
14
15 vs.
16 ANDRESS COTERO,
17 Defendants.

18 CASE NO: **2:17-cr-00376-RFB-CWH-1**
19 **and**
20 **2:19-cr-000141-RFB-DJA**
21 **STIPULATION TO CONTINUE**
22 **REVOCATION HEARING**
23 (2nd Request)

24 IT IS HEREBY STIPULATED AND AGREED, by and between Allison Reese,
25 Assistant United States Attorney, and Andress Coterio, by and through his attorney, Rachael E.
26 Stewart, that the Revocation of Supervised Release Hearing currently scheduled for November
27 30, 2023, at the hour of 8:30 a.m., be continued for a period of at least thirty (30) days, to a date
28 and time convenient to this Court.

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1 This stipulation is entered for the following reasons:

- 2 1. The parties require additional time to prepare for the revocation hearing in this
3 case. Defense Counsel was recently appointed, and Defense Counsel has learned
4 about the related case in the state court jurisdiction that needs to be addressed
5 simultaneously with the current revocation proceedings. The parties are also
6 engaged in negotiations for a potential joint recommendation.
- 7 2. Defense Counsel has spoken with Assistant United States Attorney Allison
8 Reese, and the Government agrees to the continuance.
- 9 3. Defense Counsel has spoken with defendant Andress Coterro, who is in custody,
10 and he agrees to the continuance.
- 11 4. The additional time requested herein is not sought for purposes of delay.
- 12 5. Denial of this request for a continuance would deny the parties sufficient time to
13 prepare for the revocation hearing, taking into account the exercise of due
14 diligence.
- 15 6. Additionally, denial of this request for continuance could result in a miscarriage
16 of justice.

17 This is the second stipulation to continue the revocation hearing in this case.

18 DATED this 22nd day of November, 2023

19 Respectfully submitted,

20 /s/ Rachael E. Stewart
21 Rachael E. Stewart, Esq.
22 Counsel for Andress Coterro

23 /s/ Allison Reese
24 Allison Reese, Esq.
25 Assistant United States Attorney
26 Counsel for the United States of America

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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff,

vs.
ANDRESS COTERO,

Defendants.

CASE NO: 2:17-cr-00376-RFB-CWH-1
2:19-cr-00141-RFB-DJA

**ORDER TO CONTINUE REVOCATION
HEARING**

(2nd Request)

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. The parties require additional time to prepare for the revocation hearing in this case. Defense Counsel was recently appointed, and Defense Counsel has learned about the related case in the state court jurisdiction that needs to be addressed simultaneously with the current revocation proceedings. The parties are also engaged in negotiations for a potential joint recommendation.
2. Defense Counsel has spoken with Assistant United States Attorney Allison Reese, and the Government agrees to the continuance.
3. Defense Counsel has spoken with defendant Andress Cotero, who is in custody, and he agrees to the continuance.
4. The additional time requested herein is not sought for purposes of delay.

1 5. Denial of this request for a continuance would deny the parties sufficient time to
2 prepare for the revocation hearing, taking into account the exercise of due
3 diligence.

4 6. Additionally, denial of this request for continuance could result in a miscarriage
5 of justice.

6 **CONCLUSION OF LAW**

7 The ends of justice served by granting said continuance outweigh the best interests of the
8 public and the defense, since the failure to grant said continuance would be likely to result in a
9 miscarriage of justice, would deny the defendant sufficient time and the opportunity within
10 which to be able to effectively and thoroughly prepare for the revocation hearing, taking into
11 account the exercise of due diligence.

12 **ORDER**

13 IT IS THEREFORE ORDERED that the Revocation of Supervised Release Hearing
14 scheduled for November 30, 2023, at the hour of 8:30 a.m., be vacated and continued to the
15 **January 2, 2024 at 9:15 a.m.**

16 DATED AND DONE this 27th day of November, 2023

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22 UNITED STATES DISTRICT JUDGE
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